

CITY COUNCIL MINUTES

April 9, 2012

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, April 9, 2012 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President Connie Robinson presiding. The following business was conducted.

These minutes are not intended to be a verbatim transcript. Audiotapes of this meeting are on file in the City Clerk's Office.

ROLL CALL:

Present: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

There being nine (9) members present and zero (0) members absent and nine (9) members representing a quorum, I hereby declare this session of the Common Council officially open.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance was led by Councilman Weaver.

Fellow Councilmen and those in the audience, welcome to the April 9, 2012 meeting of the Common Council.

TEEN ADVISORY COUNCIL

Dorothy English, Chasity Myuns.

COUNCIL ATTORNEY

John Hamilton is City Council Attorney this evening.

SERGEANT AT ARMS

This evening there is not a Sergeant at Arms.

READING AND AMENDMENT OF MINUTES

Is there a motion to approve the minutes of the March 26, 2012 meeting of the Common Council as written?

Councilwoman Mosby moved and Councilman O'Daniel seconded the motion to approve the minutes of the regular meeting of the Common Council held March 26, 2012. Voice vote.
So ordered.

REPORTS AND COMMUNICATIONS

IN YOUR APRIL 6TH PACKET:

- *City Council Agenda for the April 9, 2012 City Council meeting.
- *Committee Meeting Schedule.
- *City Council Meeting Minutes from the March 26, 2012.
- *Field Staff Reports and Minutes from March 8, 2012 Area Plan Commission meeting.
- *Ordinances G-2012-6, F-2012-3, and F-2012-4.
- *Ordinance F-2012-2 as amended.
- *Ordinances R-2012-10 and R-2012-11.

*A Schedule of Meetings in the City/County Administration Building for April, 2012.

*A CD Containing the Emergency Management Plan.

Councilwoman Mosby moved and Councilwoman Brinkerhoff-Riley seconded the motion to receive, file and make these reports and communications a part of the minutes of the meeting. Voice vote. So ordered.

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-6 PUBLIC WORKS M^cGINN

An Ordinance to vacate certain public ways or public places within the City of Evansville, Indiana commonly known as the alley way immediately east of 3100 Taylor Avenue, Evansville, Indiana along with the adjacent four (4) foot public easement.

ORDINANCE F-2012-3 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville authorizing transfers and re-appropriations of funds within a city department (DMD)

ORDINANCE F-2012-4 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds.

ORDINANCE R-2012-10 TO APC C-1 to C-4

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4701 N. First Avenue.

Petitioner: Walgreen Company

Owners: Walgreen Company

Representative: Steven L. Bohleber

District: John Friend, Ward 5

ORDINANCE R-2012-11 TO APC C-4 to R-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 3400 W. Virginia Street

Petitioner: Gerald J. Wildeman

Owners: Gerald J. Wildeman

Representative:

District: Al Lindsey, Ward 6

Councilman McGinn moved and Councilman O'Daniel seconded the motion to adopt the Consent Agenda First Reading as written. Voice vote. So ordered.

CONSENT AGENDA

SECOND READING OF ZONING ORDINANCES

ORDINANCE R-2012-1 FROM APC

C-2 TO M-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1430 West Franklin Street

Petitioner: Davidson Family Adventures, LLC
Owners: D. Andy Davidson
Representative: Brian K. Carroll
District: Al Lindsey, Ward 6

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 11 affirmative votes and 1 abstention.

ORDINANCE R-2012-2 FROM APC

M-1 TO M-2 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 5701 Old Boonville Hwy. and 5727 Old Boonville Hwy.

Petitioner: Hoosier Bluegrass, LLC
Owners: Same
Representative: Krista B. Lockyear
District: Stephanie Brinkerhoff-Riley, Ward 3

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 12 affirmative votes.

ORDINANCE R-2012-3 FROM APC

R-2 to C-1

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 517 and 521 Monroe Avenue, Evansville, Indiana 47713

Petitioner: Annie J. Robinson
Owners: Same
Representative: Douglas K. Briody, Esq.
District: Constance Robinson, Ward 4

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 11 affirmative votes and 1 abstention.

ORDINANCE R-2012-4 FROM APC

R-4 to C-4 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 306 Chandler Ave., Evansville, Indiana 47713

Petitioner: ECHO Community Health Care, Inc.
Owners: Same
Representative: Krista B. Lockyear
District: Constance Robinson, Ward 4

This petition comes forward with a recommendation for denial from the Area Plan Commission, having 1 affirmative votes and 11 negative votes.

ORDINANCE R-2012-5 FROM APC C-4 & R-1 to C-4 with U & D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 2317 S. Weinbach Avenue & 1804 E. Riverside

Petitioner: East Side Marine, Inc.
Owners: Robert Wayne and Dixie Lee Herendeen
Representative: Krista B. Lockyear
District: Missy Mosby, Ward 2

This petition comes forward with no action from the Area Plan Commission, having 6 affirmative votes, 4 negative votes and 2 abstentions.

Councilwoman Mosby moved and Councilman Weaver seconded the motion to adopt the Consent Agenda Second Reading of Zoning Ordinances and to accept the Area Plan Commission Report. Voice vote. So ordered. Council now stands at Third Reading which is final action.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-1 FROM APC C-2 TO M-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1430 West Franklin Street

Petitioner: Davidson Family Adventures, LLC

Councilman O'Daniel moved and Councilman Friend seconded the motion to adopt Ordinance R -2012-1 and call the roll.

ROLL CALL

Ayes: M^eGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

There being nine (9) Ayes and zero (0) Nays, Ordinance R-2012-1 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-2 FROM APC M-1 TO M-2 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 5701 Old Boonville Hwy. and 5727 Old Boonville Hwy.

Petitioner: Hoosier Bluegrass, LLC

Councilman Friend moved and Councilman Adams seconded the motion to adopt Ordinance R -2012-2 and call the roll.

ROLL CALL

Ayes: M^eGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

There being nine (9) Ayes and zero (0) Nays, Ordinance R-2012-2 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-3 FROM APC

R-2 to C-1

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 517 and 521 Monroe Avenue, Evansville, Indiana 47713

Petitioner: Annie J. Robinson

Councilman Weaver moved and Councilwoman Mosby seconded the motion to adopt Ordinance R -2012-3 and call the roll.

ROLL CALL

Ayes: M^cGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

There being nine (9) Ayes and zero (0) Nays, Ordinance R-2012-3 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-4 FROM APC

R-4 to C-4 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 306 Chandler Ave., Evansville, Indiana 47713

Petitioner: ECHO Community Health Care, Inc.

Councilman Adams moved and Councilman O'Daniel seconded the motion to send Ordinance R -2012-4 back to Area Plan and call the roll.

ROLL CALL

Ayes: M^cGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

There being nine (9) Ayes and zero (0) Nays, Ordinance R-2012-4 is hereby sent back to Area Plan.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-5 FROM APC

C-4 & R-1 to C-4 with U & D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 2317 S. Weinbach Avenue & 1804 E. Riverside

Petitioner: East Side Marine, Inc.

Councilman Adams moved and Councilman Friend seconded the motion to send Ordinance R -2012-5 back to Area Plan. Voice vote. So ordered.

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-5

A.S.D.

MOSBY

An Ordinance amending the Municipal Code of the City of Evansville: Zoning Code.

ORDINANCE F-2012-2 (as amended) FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds.

RESOLUTION C-2012-3 FINANCE FRIEND

A Resolution of the Common Council of the City of Evansville Declaring an Industrial Recovery Site for 5401 US highway 41 North, Evansville, IN 47711

COMMITTEE REPORTS:

A.S.D. COMMITTEE

CHAIRWOMAN MOSBY

Councilwoman Mosby: Madam President, your A.S.D. Committee met earlier this evening to hear Ordinance G-2012-5 and it comes forward with a do pass recommendation.

FINANCE COMMITTEE

CHAIRMAN FRIEND

Councilman Friend: Madam President, your Finance Committee met this evening to hear Ordinance F-2012-2 (as amended) and Resolution C-2012-3 and both come forward with a do pass recommendation.

Councilman O'Daniel moved and Councilman Weaver seconded the motion to adopt the Committee Reports and move these Ordinances and Resolution to Third Reading. Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-5 A.S.D. MOSBY

An Ordinance amending the Municipal Code of the City of Evansville: Zoning Code.

Councilwoman Mosby moved and Councilman Friend seconded the motion to adopt Ordinance G-2012-5 and call the roll.

ROLL CALL

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

There being nine (9) Ayes and zero (0) Nays, Ordinance G-2012-5 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE F-2012-2 (as amended) FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds.

Councilman Friend moved and Councilwoman Brinkerhoff-Riley seconded the motion to adopt Ordinance F-2012-2 as amended and call the roll.

ROLL CALL

Ayes: M^cGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

There being nine (9) Ayes and zero (0) Nays, Ordinance F-2012-2 as amended is hereby declared adopted.

REGULAR AGENDA**THIRD READING OF ORDINANCES OR RESOLUTIONS****RESOLUTION C-2012-3****FINANCE****FRIEND**

A Resolution of the Common Council of the City of Evansville Declaring an Industrial Recovery Site for 5401 US highway 41 North, Evansville, IN 47711

Councilman Weaver moved and Councilman Friend seconded the motion to adopt Resolution C-2012-3 and call the roll.

ROLL CALL

Ayes: M^cGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

There being nine (9) Ayes and zero (0) Nays, Resolution C-2012-3 is hereby declared adopted.

MISCELLANEOUS BUSINESS

There will not be a City Council Meeting on Monday, April 16, 2012. The next City Council meeting will be Monday, April 23, 2012 at 5:30 p.m. Committee meetings will begin at 5:10 p.m. on April 23rd.

COMMITTEE REPORTS:**Youth Sports Grant Subcommittee Mtg.**

Date: April 10, 2012

Time: 4:00 p.m. to 6:00 p.m.

Room 301

Chairman Dan M^cGinn

Members: Mosby, Weaver, Friend, Robinson

ASD COMMITTEE:

Nothing scheduled at this time.

CHAIRWOMAN MOSBY**FINANCE COMMITTEE:**

Ordinance F-2012-3

Date: April 23, 2012

Time: 5:10 p.m.

Notify: Jane Reel

CHAIRMAN FRIEND

An ordinance authorizing transfers and re-appropriations of funds within a city department (DMD)

Ordinance F-2012-4

Date: April 23, 2012

Time: 5:15 p.m.

Notify: Russell Lloyd

An ordinance authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds

PUBLIC WORKS COMMITTEE:

Ordinance: G-2012-6

Date: April 23, 2012

Time: 5:20 p.m.

Notify: Brian Carroll

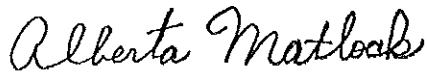
CHAIRMAN McGINN

An ordinance to vacate

part of an alley at 3100 Taylor Dr.

ADJOURNMENT

Councilwoman Mosby moved and Councilman O'Daniel seconded the motion to adjourn.
Voice Vote. So Ordered. Meeting adjourned at 6:10 p.m.



Alberta Matlock, City Clerk



Constance Robinson, President

ROLL CALL

PLEDGE OF ALLEGIANCE

RECOGNITION OF SCHOOLS

TEEN ADVISORY COUNCIL

READING AND AMENDMENT OF MINUTES

REPORTS AND COMMUNICATIONS

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-6 PUBLIC WORKS M^cGINN

An Ordinance to vacate certain public ways or public places within the City of Evansville, Indiana commonly known as the alley way immediately east of 3100 Taylor Avenue, Evansville, Indiana along with the adjacent four (4) foot public easement.

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ORDINANCE F-2012-4 FINANCE FRIEND

An Ordinance of The Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds.

ORDINANCE R-2012-10 TO APC C-1 to C-4

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4701 N. First Avenue.

Petitioner: Walgreen Company
Owners: Walgreen Company
Representative: Steven L. Bohleber
District: John Friend, Ward 5

ORDINANCE R-2012-11 TO APC C-4 to R-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 3400 W. Virginia Street

Petitioner: Gerald J. Wildeman
Owners: Gerald J. Wildeman
Representative: Al Lindsey, Ward 6
District: Al Lindsey, Ward 6

CONSENT AGENDA

SECOND READING OF ZONING ORDINANCES

ORDINANCE R-2012-1 FROM APC C-2 TO M-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1430 West Franklin Street

Petitioner: Davidson Family Adventures, LLC
Owners: D. Andy Davidson
Representative: Brian K. Carroll
District: Al Lindsey, Ward 6

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 11 affirmative votes and 1 abstention.

ORDINANCE R-2012-2 FROM APC M-1 TO M-2 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 5701 Old Boonville Hwy. and 5727 Old Boonville Hwy.

Petitioner: Hoosier Bluegrass, LLC
Owners: Same
Representative: Krista B. Lockyear
District: Stephanie Brinkerhoff-Riley, Ward 3

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 12 affirmative votes.

ORDINANCE R-2012-3 FROM APC R-2 to C-1

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 517 and 521 Monroe Avenue, Evansville, Indiana 47713

Petitioner: Annie J. Robinson
Owners: Same
Representative: Douglas K. Briody, Esq.
District: Constance Robinson, Ward 4

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 11 affirmative votes and 1 abstention.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-1 FROM APC C-2 TO M-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1430 West Franklin Street

Petitioner: Davidson Family Adventures, LLC

ORDINANCE R-2012-2 FROM APC M-1 TO M-2 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 5701 Old Boonville Hwy. and 5727 Old Boonville Hwy.

Petitioner: Hoosier Bluegrass, LLC

ORDINANCE R-2012-3 **FROM APC** **R-2 to C-1**

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 517 and 521 Monroe Avenue, Evansville, Indiana 47713

Petitioner: Annie J. Robinson

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-5 **A.S.D.** **MOSBY**

An Ordinance amending the Municipal Code of the City of Evansville: Zoning Code.

ORDINANCE F-2012-2 (as amended) **FINANCE** **FRIEND**

An Ordinance of The Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds.

RESOLUTION C-2012-3 **FINANCE** **FRIEND**

A Resolution of the Common Council of the City of Evansville Declaring an Industrial Recovery Site for 5401 US highway 41 North, Evansville, IN 47711

MISCELLANEOUS BUSINESS

There will not be a City Council Meeting on Monday, April 16, 2012. The next City Council meeting will be Monday, April 23, 2012 at 5:30 p.m. Committee meetings will begin at 5:10 p.m. on April 23rd.

ADJOURNMENT

CITY COUNCIL COMMITTEE MEETING SCHEDULE

.....
April 9, 2012
.....

YOUTH LEADERSHIP GRANT SUBCOMMITTEE MEETING

Date: April 9, 2012

Time: 4:00 p.m.

Room: 318

Notify: Chairman Dan Adams

Council Members: Missy Mosby, Conor O'Daniel, Stephanie Brinkerhoff-Riley, Al Lindsey

.....
April 9, 2012
.....

FINANCE COMMITTEE:

Resolution C-2012-3

Date: April 9, 2012

Time: 5:10 p.m.

Notify: Debbie Dewey (GAGE)

CHAIRMAN FRIEND

A Resolution declaring an Industrial Recovery

Site for 5401 US Highway 41

Ordinance F-2012-2

Date: April 9, 2012

Time: 5:15 p.m.

Notify: Russell G. Lloyd, City Controller

Authorizing Transfers of Appropriations,

Additional Appropriations, and Repeal

and Re-appropriation of funds

A.S.D. COMMITTEE:

Ordinance G-2012-5

Date: April 9, 2012

Time: 5:20 p.m.

Notify: Janet Greenwell (APC)

CHAIRWOMAN MISSY MOSBY

An ordinance amending the Municipal Code
concerning the zoning code

.....
April 10, 2012
.....

YOUTH SPORTS GRANT SUBCOMMITTEE MEETING

Date: April 10, 2012

Time: 4:00 p.m.

Room: 301

Notify: Chairman Dan M^cGinn

Council Members: Missy Mosby, Jonathan Weaver, John Friend, Connie Robinson

.....
April 23, 2012
.....

FINANCE COMMITTEE:

Ordinance F-2012-3

Date: April 23, 2012

Time: 5:10 p.m.

Notify: Jane Reel

CHAIRMAN JOHN FRIEND

An ordinance authorizing transfers
and re-appropriations of funds within a
city department (DMD)

Ordinance F-2012-4

Date: April 23, 2012

Time: 5:15 p.m.

Notify: Russell Lloyd

An ordinance authorizing transfers of
appropriations, additional appropriations
and repeal and re-appropriation of funds
for various city funds

PUBLIC WORKS COMMITTEE:

Ordinance: G-2012-6

Date: April 23, 2012

Time: 5:20 p.m.

Notify: Brian Carroll

CHAIRMAN DAN McGINN

An ordinance to vacate
part of an alley at 3100 Taylor Dr.

AMENDED AGENDA

The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll.

ROLL CALL

☒ M^CGINN

☒ FRIEND

☒ O'DANIEL

☒ MOSBY

☒ LINDSEY

☒ WEAVER

☒ BRINKERHOFF-RILEY

☒ ADAMS

☒ ROBINSON

There being 9 members present, 0 members absent, and 9 members representing a quorum, I hereby declare this session of Common Council officially opened.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance will be led by Weaver.

Fellow Councilmen and those in the audience, welcome to the April 9, 2012 meeting of the Common Council.

RECOGNITION OF SCHOOLS

Are there any students in the audience who would like to be recognized?

SCHOOL: _____

SCHOOL: _____

NAME: _____

NAME: _____

TEEN ADVISORY COUNCIL

Dorothy English
Chastity Myers

COUNCIL ATTORNEY

This evening John Hamilton is City Council Attorney.

SERGEANT AT ARMS

This evening Officer _____ is our Sergeant at Arms.

READING AND AMENDMENT OF MINUTES OF PRECEDING MEETING

Is there a motion to approve the minutes of the March 26, 2012 meeting of the Common Council as written?

Councilman Mosby moved and Councilman O'Daniel seconded the motion that the minutes of the regular meeting of the Common Council held

March 26, 2012 be approved as written. Voice vote. _____ So ordered. _____

REPORTS AND COMMUNICATIONS
IN YOUR APRIL 6TH PACKET:

- *City Council Agenda for the April 9, 2012 City Council meeting.
- *Committee Meeting Schedule.
- *City Council Meeting Minutes from the March 26, 2012.
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- *Ordinances G-2012-6, F-2012-3, and F-2012-4.
- *Ordinance F-2012-2 as amended.
- *Ordinances R-2012-10 and R-2012-11.
- *A Schedule of Meetings in the City/County Administration Building for April, 2012.
- *A CD Containing the Emergency Management Plan.

ON YOUR DESK THIS EVENING:

Councilman Mosby moved and Councilman Riley
seconded the motion to receive, file and make these reports and communications a part of
the minutes of the meeting. Voice vote. ____ So ordered. ____

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-6 PUBLIC WORKS M'GINN

An Ordinance to vacate certain public ways or public places within the City of Evansville, Indiana commonly known as the alley way immediately east of 3100 Taylor Avenue, Evansville, Indiana along with the adjacent four (4) foot public easement.

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Petitioner: Walgreen Company
Owners: Walgreen Company
Representative: Steven L. Bohleber
District: John Friend, Ward 5

ORDINANCE R-2012-11 TO APC C-4 to R-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 3400 W. Virginia Street

Petitioner: Gerald J. Wildeman
Owners: Gerald J. Wildeman
Representative:
District: Al Lindsey, Ward 6

Is there a motion to adopt the Consent Agenda, First Reading as written?

Councilman M'GINN moved and Councilman O'Donoghue seconded the

Motion to adopt the Consent Agenda First Reading as written.

Voice vote. ____ So ordered. ____

CONSENT AGENDA

SECOND READING OF ZONING ORDINANCES

ORDINANCE R-2012-1 FROM APC C-2 TO M-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1430 West Franklin Street

Petitioner: Davidson Family Adventures, LLC
Owners: D. Andy Davidson
Representative: Brian K. Carroll
District: Al Lindsey, Ward 6

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 11 affirmative votes and 1 abstention.

ORDINANCE R-2012-2 FROM APC M-1 TO M-2 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 5701 Old Boonville Hwy. and 5727 Old Boonville Hwy.

Petitioner: Hoosier Bluegrass, LLC
Owners: Same
Representative: Krista B. Lockyear
District: Stephanie Brinkerhoff-Riley, Ward 3

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 12 affirmative votes.

ORDINANCE R-2012-3 FROM APC R-2 to C-1

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 517 and 521 Monroe Avenue, Evansville, Indiana 47713

Petitioner: Annie J. Robinson
Owners: Same
Representative: Douglas K. Briody, Esq.
District: Constance Robinson, Ward 4

This petition comes forward with a recommendation for approval from the Area Plan Commission, having 11 affirmative votes and 1 abstention.

ORDINANCE R-2012-4 FROM APC R-4 to C-4 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 306 Chandler Ave., Evansville, Indiana 47713

Petitioner: ECHO Community Health Care, Inc.
Owners: Same
Representative: Krista B. Lockyear
District: Constance Robinson, Ward 4

This petition comes forward with a recommendation for denial from the Area Plan Commission, having 1 affirmative votes and 11 negative votes.

ORDINANCE R-2012-5 FROM APC C-4 & R-1 to C-4 with U & D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana,
more commonly known as 2317 S. Weinbach Avenue & 1804 E. Riverside

Petitioner: East Side Marine, Inc.
Owners: Robert Wayne and Dixie Lee Herendeen
Representative: Krista B. Lockyear
District: Missy Mosby, Ward 2

This petition comes forward with no action from the Area Plan Commission, having 6
affirmative votes, 4 negative votes and 2 abstentions..

Is there a motion to adopt the Consent Agenda Second Reading of Zoning Ordinances
and to accept the Area Plan Commission Report?

Councilman Mosby moved and Councilman Weaver seconded the
motion to adopt the Consent Agenda Second Reading of Zoning Ordinances and to
accept the Area Plan Commission Report. Voice vote. ____ So ordered. ____ Council
now stands at Third Reading which is final action.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-1

FROM APC

C-2 TO M-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana,
more commonly known as 1430 West Franklin Street

Petitioner: Davidson Family Adventures, LLC

Brian Carroll

Robinson

Adams

Mr. Davidson

Adams

Robinson

Weaver

O'Daniel

Davidson

Is there a motion to adopt Ordinance R-2012-1 and call the roll?

Councilman O'Daniel moved and Councilman Friend seconded the
motion to adopt Ordinance R-2012-1 and call the roll.

☒ MCGINN

☒ FRIEND

☒ O'DANIEL

☒ MOSBY

☒ LINDSEY

☒ WEAVER

☒ BRINKERHOFF-RILEY

☒ ADAMS

☒ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance R-2012-1 is hereby declared
ADOPTED/~~DENIED~~.

AS Amended

REGULAR AGENDA

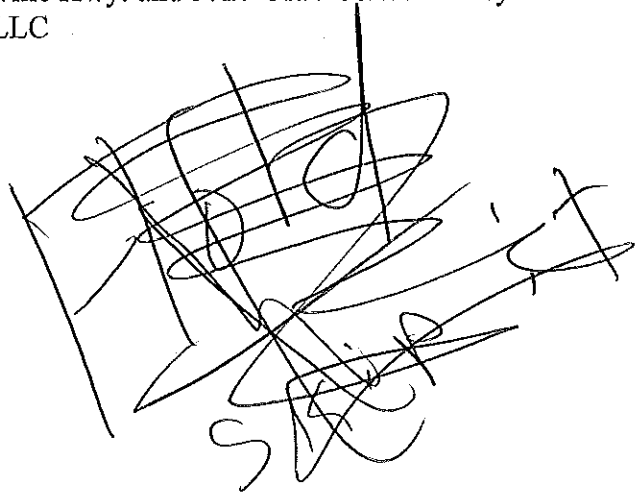
THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-2 FROM APC M-1 TO M-2 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 5701 Old Boonville Hwy. and 5727 Old Boonville Hwy.

Petitioner: Hoosier Bluegrass, LLC

Krista Lockyear
Robinson



Is there a motion to adopt Ordinance R-2012-2 and call the roll?

Councilman Friend moved and Councilman Adams seconded the motion to adopt Ordinance R-2012-2 and call the roll.

<input checked="" type="checkbox"/> M ^c GINN	<input checked="" type="checkbox"/> FRIEND	<input checked="" type="checkbox"/> O'DANIEL
<input checked="" type="checkbox"/> MOSBY	<input checked="" type="checkbox"/> LINDSEY	<input checked="" type="checkbox"/> WEAVER
<input checked="" type="checkbox"/> BRINKERHOFF-RILEY	<input checked="" type="checkbox"/> ADAMS	<input checked="" type="checkbox"/> ROBINSON

There being 9 Ayes and 0 Nays, Ordinance R-2012-2 is hereby declared
ADOPTED/DENIED.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-3

FROM APC

R-2 to C-1

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 517 and 521 Monroe Avenue, Evansville, Indiana 47713

Petitioner: Annie J. Robinson

Doug Briody
Robinson
O'Daniel
Briody
Robinson

Is there a motion to adopt Ordinance R-2012-3 and call the roll?

Councilman Weaver moved and Councilman Mosby seconded the motion to adopt Ordinance R-2012-3 and call the roll.

☒ MCGINN

☒ FRIEND

☒ O'DANIEL

☒ MOSBY

☒ LINDSEY

☒ WEAVER

☒ BRINKERHOFF-RILEY

☒ ADAMS

☒ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance R-2012-3 is hereby declared
ADOPTED/DENIED.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-4 FROM APC R-4 to C-4 with U&D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 306 Chandler Ave., Evansville, Indiana 47713

Petitioner: ECHO Community Health Care, Inc.

Krista Lockyear sent
Adams
Robinson

Back
to Area
plan

Is there a motion to adopt Ordinance R-2012-4 and call the roll?

Councilman Adams moved and Councilman O'Daniel seconded the motion to adopt Ordinance R-2012-4 and call the roll. back to Area plan

___ MCGINN

___ FRIEND

___ O'DANIEL

___ MOSBY

___ LINDSEY

___ WEAVER

___ BRINKERHOFF-RILEY

___ ADAMS

___ ROBINSON

There being ___ Ayes and ___ Nays, Ordinance R-2012-4 is hereby declared ADOPTED/DENIED.

REGULAR AGENDA

THIRD READING OF ZONING ORDINANCES

ORDINANCE R-2012-5 FROM APC C-4 & R-1 to C-4 with U & D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana,
more commonly known as 2317 S. Weinbach Avenue & 1804 E. Riverside

Petitioner: East Side Marine, Inc.

Krista Lockyear

Hamilton

Adams

Friend

Adams moved
Friend seconds

Is there a motion to adopt Ordinance R-2012-5 and call the roll?

Councilman _____ moved and Councilman _____ seconded the
motion to adopt Ordinance R-2012-5 and call the roll.

____ M^cGINN

____ FRIEND

____ O'DANIEL

____ MOSBY

____ LINDSEY

____ WEAVER

____ BRINKERHOFF-RILEY

____ ADAMS

____ ROBINSON

There being ____ Ayes and ____ Nays, Ordinance R-2012-5 is hereby declared
ADOPTED/DENIED.

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-5

A.S.D.

MOSBY

An Ordinance amending the Municipal Code of the City of Evansville: Zoning Code.

ORDINANCE F-2012-2 (as amended)

FINANCE

FRIEND

An Ordinance of The Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds.

RESOLUTION C-2012-3

FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Declaring an Industrial Recovery Site for 5401 US highway 41 North, Evansville, IN 47711

COMMITTEE REPORTS:

A.S.D. COMMITTEE

CHAIRWOMAN MOSBY

Councilwoman Mosby: Madam President, your A.S.D. Committee met earlier this evening to hear Ordinance G-2012-5 and it comes forward with a (do pass/do not pass) recommendation. *do pass*

FINANCE COMMITTEE

CHAIRMAN FRIEND

Councilman Friend: Madam President, your Finance Committee met this evening to hear Ordinance E-2012-2 (as amended) and Resolution C-2012-3 and both come forward with a (do pass/do not pass) recommendation

Councilman O'Daniel moved and Councilman Weaver seconded the motion to adopt the Committee Reports and move these Ordinances and Resolution to Third Reading. Voice vote. ✓ So ordered. ✓

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-5

A.S.D.

MOSBY

An Ordinance amending the Municipal Code of the City of Evansville: Zoning Code.

Robinson

Is there a motion to adopt Ordinance G-2012-5 and call the roll?

Councilman Mosby moved and Councilman Friend seconded the motion to adopt Ordinance G-2012-5 and call the roll.

ROLL CALL

☒ M^cGINN

☒ FRIEND

☒ O'DANIEL

☒ MOSBY

☒ LINDSEY

☒ WEAVER

☒ BRINKERHOFF-RILEY

☒ ADAMS

☒ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance G-2012-5 is hereby declared
~~ADOPTED/DENIED.~~

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE F-2012-2 (as amended) **FINANCE** **FRIEND**

An Ordinance of The Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds.

Is there a motion to adopt Ordinance F-2012-2 (as amended) and call the roll?

Councilman Friend moved and Councilman Riley seconded the motion to adopt Ordinance F-2012-2 (as amended) and call the roll.

ROLL CALL

☒ M^cGINN

☒ FRIEND

☒ O'DANIEL

☒ MOSBY

☒ LINDSEY

☒ WEAVER

☒ BRINKERHOFF-RILEY

☒ ADAMS

☒ ROBINSON

There being 9 Ayes and 0 Nays, Ordinance F-2012-2 (as amended) is hereby declared ~~DENIED~~ **ADOPTED**.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

RESOLUTION C-2012-3

FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Declaring an Industrial Recovery Site for 5401 US highway 41 North, Evansville, IN 47711

Is there a motion to adopt Resolution C-2012-3 and call the roll?

Councilman Weaver moved and Councilman Friend seconded the motion to adopt Resolution C-2012-3 and call the roll.

ROLL CALL

☒ MCGINN

☒ FRIEND

☒ O'DANIEL

☒ MOSBY

☒ LINDSEY

☒ WEAVER

☒ BRINKERHOFF-RILEY

☒ ADAMS

☒ ROBINSON

There being 9 Ayes and 0 Nays, Resolution C-2012-3 is hereby declared
~~ADOPTED/DENIED.~~

MISCELLANEOUS BUSINESS

There will not be a City Council Meeting on Monday, April 16, 2012. The next City Council meeting will be Monday, April 23, 2012 at 5:30 p.m. Committee meetings will begin at 5:10 p.m. on April 23rd.

COMMITTEE REPORTS:

Youth Sports Grant Subcommittee Mtg.

Date: April 10, 2012
Time: 4:00 p.m. to 6:00 p.m.
Room 301

Chairman Dan McGinn

Members: Mosby, Weaver, Friend,
Robinson

Spoke

ASD COMMITTEE:

Nothing scheduled at this time.

CHAIRWOMAN MOSBY

FINANCE COMMITTEE:

Ordinance F-2012-3
Date: April 23, 2012
Time: 5:10 p.m.
Notify: Jane Reel

CHAIRMAN FRIEND

An ordinance authorizing transfers
and re-appropriations of funds within a
city department (DMD)

Ordinance F-2012-4
Date: April 23, 2012
Time: 5:15 p.m.
Notify: Russell Lloyd

An ordinance authorizing transfers of
appropriations, additional appropriations
and repeal and re-appropriation of funds
for various city funds

PUBLIC WORKS COMMITTEE:

Ordinance: G-2012-6
Date: April 23, 2012
Time: 5:20 p.m.
Notify: Brian Carroll

CHAIRMAN MCGINN

An ordinance to vacate
part of an alley at 3100 Taylor Dr.

ADJOURNMENT

Councilman Mosby moved and Councilman O'Daniel

seconded the motion to adjourn. Voice Vote. ✓ So Ordered. ✓

Meeting adjourned at 6:10 p.m.